

MINUTES
CITY COUNCIL OF THE CITY OF LA HABRA
ADJOURNED REGULAR MEETING
&
REGULAR MEETING

Monday, February 01, 2016

APPROVED: These Minutes were approved on February 16, 2016.

ADJOURNED REGULAR MEETING:

CALL TO ORDER: Mayor Gomez called to order the Adjourned Regular Meeting of the City Council at 5:30 p.m. in the Administrative Conference Room 106, located at 201 East La Habra Boulevard in La Habra, California.

COUNCILMEMBERS PRESENT: Mayor Gomez
Mayor Pro Tem Shaw
Councilmember Espinoza
Councilmember Beamish
Councilmember Blazey

COUNCILMEMBERS ABSENT: None

OTHER OFFICIALS PRESENT: City Manager Sadro
City Attorney Jones
City Clerk Mason

I. ORAL COMMUNICATIONS FROM THE PUBLIC FOR CLOSED SESSION MATTERS:
None

II. CLOSED SESSION:

- a. Conference with Legal Counsel - Existing Litigation, per Government Code Section 54956.9(d)(1): City of La Habra v. Cohen, Sacramento County Superior Court Case No. 34-2015-80002208.

III. ADJOURNMENT: Council reconvened from Closed Session at 5:38 p.m. There were no announcements. The Adjourned Regular Meeting was adjourned at 5:38 p.m.

REGULAR MEETING:

CALL TO ORDER: Mayor Gomez called the Regular Meeting of the City Council of the City of La Habra to order at 6:30 p.m. in the City Council Chambers, located at 201 East La Habra Boulevard in La Habra, California.

INVOCATION: City Attorney Jones

PLEDGE OF ALLEGIANCE: Mayor Pro Tem Shaw

COUNCILMEMBERS PRESENT: Mayor Gomez
Mayor Pro Tem Shaw
Councilmember Espinoza
Councilmember Beamish
Councilmember Blazey

COUNCILMEMBERS ABSENT: None

OTHER OFFICIALS PRESENT: City Manager Sadro
City Attorney Jones
City Clerk Mason
Deputy City Clerk Swindell

CLOSED SESSION ANNOUNCEMENT: None

Mayor Gomez welcomed the Boy Scouts from the Church of Jesus Christ of Latter Days Saints in attendance.

I. PROCLAMATIONS/PRESENTATIONS:

Mayor Gomez invited Beautification Committee Vice Chair Kim Praster to the podium to assist with the presentations.

- a. Beautification award for Palms 4 Less, 2351 E. Lambert Road.
- b. Beautification award Shaw Family, 308 S. Valencia Street.
- c. Presentation by California Domestic Water Company of their annual report.

Mayor Gomez invited California Domestic Water Company President Jim Byerrum to the podium.

II. PUBLIC COMMENTS:

Craig Alan Sheets, Brea, spoke regarding methamphetamine laboratories, schools, and hidden weapons.

Alison Koscak, 2000 Laguna Drive, spoke regarding air pollution/increased automobile emissions due to idling cars at the new drive through Starbucks being built at Beach Boulevard and Whittier Boulevard. Mayor Gomez referred Alison Koscak to Community and Economic Development Director Ho.

James Joyce, 1710 Laguna Drive, spoke regarding a development being constructed behind his home, the street widening project on Whittier Boulevard, and the petition he filed regarding traffic issues in his neighborhood. Mayor Gomez requested that James Joyce leave his phone number so City Manager Sadro can call him regarding the development and street widening concerns. Mayor Gomez referred James Joyce to Police Chief Price regarding traffic concerns.

III. CONSENT CALENDAR:

Mayor Pro Tem Shaw announced that he will be abstaining on Item No. III.7 due to his mother owning a home adjacent to the project. On behalf of Alison Koscak, Mayor Pro Tem Shaw requested that Item No. III.8 be removed for separate discussion.

Councilmember Blazey explained what the approval of the proposed Consent Calendar Item No. III.8 would be. He clarified the reasons Item III.8 might be removed from the Consent Calendar for separate discussion. He confirmed with residents from the neighborhood that the item is being requested to be removed for separate discussion.

Moved by Councilmember Beamish, seconded by Councilmember Blazey, and CARRIED UNANIMOUSLY (5-0) TO APPROVE CONSENT CALENDAR ITEMS III.1 THROUGH III.12; WITH THE EXCEPTION OF ITEM III.8 WHICH WAS REMOVED FOR SEPARATE DISCUSSION.

Said motion CARRIED by the following roll call vote:

AYES: Mayor Gomez, Mayor Pro Tem Shaw, Councilmember Espinoza,
Councilmember Beamish, Councilmember Blazey

NOES: NONE

ABSTAIN: NONE

ABSENT: NONE

A. PROPOSED ITEMS:

1. PROCEDURAL WAIVER: Waive reading in full of resolutions and ordinances and approval and adoption of same by reading title only.
2. Approve second reading and adoption of **ORDINANCE NO. 1768** ENTITLED: AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LA HABRA AMENDING SECTIONS 5.12.030 THROUGH 5.12.100 AND DELETING SECTIONS 5.12.110 THROUGH 5.12.140 OF CHAPTER 5.12 OF TITLE 5 OF THE LA HABRA MUNICIPAL CODE, RELATING TO HANDBILLING.
3. Receive and file Planning Commission Minutes of:
 - a. October 26, 2015
 - b. November 23, 2015
 - c. December 14, 2015
4. Adopt a resolution prohibiting stopping, standing and parking at all times on the north side of Whittier Boulevard west of Harbor Boulevard.
 - a. APPROVE AND ADOPT **RESOLUTION NO. 5720** ENTITLED: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA HABRA PROHIBITING STOPPING, STANDING AND PARKING AT ALL TIMES ON WHITTIER BOULEVARD WEST OF HARBOR BOULEVARD.
5. Approve the Notice of Completion for the Harbor Boulevard and Lambert Road Intersection improvements, Project No. 5-TC-09; approve Change Order No. 1 in the amount of \$40,000.00; approve Change Order No. 2 in the amount of \$56,978.30; approve Change Order No. 3 in the amount of \$16,277.25; appropriate \$19,377.25 from available Gas Tax Fund balance to fund additional costs related to the project; and authorize the City Manager to increase the Purchase Order amount by \$19,377.25.

6. Approve the Notice of Completion for the Whittier Boulevard and Beach Boulevard Intersection improvements, Project No. 6-TC-09; approve Change Order 1 in the amount of \$19,471.54; approve Change Order 2 in the amount of \$66,372.72; approve Change Order 3 in the amount of \$46,857.36; and approve Change Order 4 in the amount of \$87,285.42
7. Approve staff's recommendations regarding Project No. 1-D-15 as follows:
 - a. Approve Specifications for the East Bishop Drive Temporary Channel Bracing, Project No. 1-D-15; and
 - b. Award a contract for the construction of the East Bishop Drive Temporary Channel Bracing, Project No. 1-D-15 to Robert D. Gosney Construction of Hesperia, California in the amount of \$24,280.00 and reject all other bids; and
 - c. Authorize the City Manager to execute an agreement with Robert D. Gosney Construction and authorize staff to issue a purchase order in the amount of \$26,708.00 that includes a 10 percent contingency; and
 - d. Appropriate additional \$4,108.00 from Capital Projects Fund to cover the cost increase of construction of the East Bishop Drive Temporary Channel Bracing Project 1-D-15.
8. REMOVED FOR SEPARATE DISCUSSION. SEE BELOW.
9. Adopt a resolution prohibiting stopping, standing and parking at all times on Martinez Drive at Blake Street.
 - a. APPROVE AND ADOPT **RESOLUTION NO. 5724** ENTITLED: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA HABRA PROHIBITING STOPPING, STANDING AND PARKING AT ALL TIMES ON MARTINEZ DRIVE AT BLAKE STREET.
10. Adopt a resolution prohibiting stopping, standing and parking at all times on the east side of Palm Street north of Lambert Road.
 - a. APPROVE AND ADOPT **RESOLUTION NO. 5725** ENTITLED: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA HABRA PROHIBITING STOPPING, STANDING AND PARKING AT ALL TIMES ON PALM STREET NORTH OF LAMBERT ROAD.
11. Adopt a resolution prohibiting stopping, standing and parking at all times on the south side of Whittier Boulevard west of Chestnut Street.
 - a. APPROVE AND ADOPT **RESOLUTION NO. 5726** ENTITLED: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA HABRA PROHIBITING STOPPING, STANDING AND PARKING AT ALL TIMES ON WHITTER BOULEVARD WEST OF CHESTNUT STREET.
12. WARRANTS: Approve Nos. 00105008 through 00105183 totaling \$1,570,997.65.

IV. CONSENT CALENDAR ITEMS REMOVED FOR SEPARATE DISCUSSION:

III.8 Approve staff's recommendations regarding a request to review the Lindauer Drive and Laguna Drive Neighborhood as follows:

- a. APPROVE AND ADOPT **RESOLUTION NO. 5721** ENTITLED: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA HABRA DESIGNATING THE INTERSECTION OF LINDAUER DRIVE AND LAGUNA DRIVE AS AN ALL-WAY STOP INTERSECTION.
- b. APPROVE AND ADOPT **RESOLUTION NO. 5722** ENTITLED: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA HABRA DESIGNATING THE INTERSECTIONS OF LINDAUER DRIVE AT LA MIRADA STREET AND LINDAUER DRIVE AT VERNON STREET AS ALL-WAY STOP INTERSECTIONS.
- c. APPROVE AND ADOPT **RESOLUTION NO. 5723** ENTITLED: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA HABRA DESIGNATING THE INTERSECTIONS OF LAGUNA DRIVE AT LA MIRADA STREET AND LAGUNA STREET AT VERNON STREET AS ALL-WAY STOP INTERSECTIONS.
- d. Approve Eastbound and Northbound "No Left Turn" restrictions during the 6:00 a.m. to 9:00 a.m. and 4:00 p.m. to 7:00 p.m. time periods Monday through Friday only at Hacienda Road and Laguna Drive.
- e. Approve Southbound "No Right Turn" restrictions during the 6:00 a.m. to 9:00 a.m. time period, Monday through Friday only, on Hacienda Road at Lindauer Drive and at Laguna Drive.
- f. Approve Southbound "Keep Clear" restrictions on Hacienda Road at Laguna Drive.

City Engineer Johansen presented the staff report.

Council discussion included: confirmation speed lumps are not being considered now because it is part of the Neighborhood Traffic Calming program (NTMP) process; clarified there are six neighborhoods scheduled ahead of this area for NTMP; verified this neighborhood is scheduled for NTMP in approximately three years; community meetings being part of the NTMP process and the effect on the priority list of neighborhoods scheduled ahead of this neighborhood; the proposed changes being an incremental approach; if a "Keep Clear" sign at Laguna Drive and Hacienda Road is needed; effects of delaying the proposed changes; positive law enforcement affects with the installation of the proposed changes; and the possibility of community meetings not having the desired outcome due to additional ideas from attendees; confirmation proposed changes can be installed in two weeks; and possible changes after the installation of proposed changes based on neighborhood input.

Mayor Gomez invited the public to testify at 7:05 p.m.

The following residents spoke in support of the proposed traffic amendments, but requested a small group meeting regarding left-hand and right-hand turns, and the following additional traffic

calming: an additional “Keep Clear” sign and traffic light at Lindauer Drive and Hacienda Road, and speed bumps:

- Stephanie Villarreal, 2041 Lindauer Drive. Mayor Gomez referred her to Police Chief Price.
- Alison Koscak, 2000 Laguna Drive
- James Joyce, 1710 Laguna Drive

Mayor Gomez closed public testimony at 7:15 p.m.

Moved by Mayor Gomez, seconded by Mayor Pro Tem Shaw, TO APPROVE STAFF TO CONDUCT TWO COMMUNITY MEETINGS WITHIN THE NEXT MONTH FOR THE LINDAUER DRIVE AND LAGUNA DRIVE NEIGHBORHOOD; NOTICE THE ENTIRE AREA; RECEIVE INPUT; AND BRING THE ITEM BACK TO CITY COUNCIL.

Following discussion, motion was withdrawn by Mayor Gomez, and a substitute motion made by Mayor Gomez as follows:

Moved by Mayor Gomez, seconded by Councilmember Beamish, and CARRIED UNANIMOUSLY (5-0) TO APPROVE ITEMS REGARDING THE LINDAUER DRIVE AND LAGUNA DRIVE NEIGHBORHOOD; AND 90 DAYS AFTER THE ITEMS ARE IN PLACE, HAVE STAFF COME BACK TO CITY COUNCIL WITH AN UPDATE ON THEIR EFFECTIVENESS.

Said motion CARRIED by the following roll call vote:

AYES: Mayor Gomez, Mayor Pro Tem Shaw, Councilmember Espinoza,
Councilmember Beamish, Councilmember Blazey
NOES: NONE
ABSTAIN: NONE
ABSENT: NONE

Mayor Gomez invited the residents of the Lindauer Drive and Laguna Drive neighborhood to call him at City Hall with any questions or concerns.

V. PUBLIC HEARINGS: None at this time.

VI. CONSIDERATION ITEMS: None at this time.

VII. MAYOR'S COMMUNITY CALENDAR:

Mayor Gomez made the following announcements:

- Prepare for El Niño - pick up sandbags at the City Yard, or LA County Fire Stations #192 and #193.
- The La Habra Host Lions Club annual “Pasta Fest” dinner - La Habra Community Center on Saturday, February 6, at 5:30 p.m. to support the City of La Habra Senior Programs.

VIII. COMMENTS FROM STAFF: None

IX. COMMENTS FROM COUNCILMEMBERS:

Mayor Pro Tem Shaw thanked California Domestic Water Company for their generosity to the Water Guardians at the January 19 meeting, and for the presentation tonight.

Mayor Gomez congratulated the City employees who won awards at the Annual Employee Awards Banquet. He thanked everyone who coordinated the event. He thanked the Boy Scout Troup from the Church of Jesus Christ of Latter Day Saints for attending the meeting.

X. ADJOURNMENT: Mayor Gomez adjourned the meeting at 7:26 p.m. to Tuesday, February 16, 2016, at 5:30 p.m. in the Administrative Conference Room 106, followed by the Regular Meeting at 6:30 p.m. in the City Council Chambers.

Respectfully submitted,

Tamara D. Mason, MMC
City Clerk